IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 170 of 2003

For Approval and Signature:

Hon'ble MR.JUSTICE KUNDAN SINGH

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

VAISHNAV REKHABEN RUPEN

Versus

SUPERINTENDENT

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Appearance:

MR RAJESH K SHAH for the Petitioner.

MR DN PATEL for the Respondents.

CORAM : MR.JUSTICE KUNDAN SINGH

Date of Order: 24/01/2003

ORAL JUDGMENT

Rule. Learned Senior Standing Counsel Mr. Patel waives service of notice of Rule on behalf of the respondents. This petition has been filed to direct the respondents to make necessary correction in the date of birth of the petitioner as 30th November, 1974 in place of 30th August, 1974 and issue a fresh passport accordingly. The petitioner had moved an application before the respondent authorities for this purpose, but the authority has rejected the same on the ground that they have no power or authority to make any correction in the passport which has already been issued unless an order in that regard is issued by the competent court of law.

2. In the facts and circumstances of the case, this petition is being disposed of finally with a direction to the petitioner to make a fresh application to the respondent authorities giving out complete details, facts and circumstances and documentary material available with her in support thereof within two weeks from today. On such representation being moved by the petitioner, the respondent authorities will decide the same in accordance with law, on the basis of the material on record within a period of two weeks thereafter. The respondent authority would be at liberty to pass appropriate orders for imposing costs for this purpose. Rule made absolute accordingly with no order as to costs. D.S. permitted.

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